

Federal Defenders  
OF NEW YORK, INC.

Case 1:08-cr-00561-HB Document 7 Filed 08/25/08 Page 1 of 2  
Southern District  
New York, NY 10007  
Tel: (212) 417-8700 Fax: (212) 571-0392

DOC #:

DATE FILED:

8/25/08

Leonard F. Joy  
Executive Director

August 22, 2008

Southern District of New York  
John J. Eyrnes  
Attorney-in-Charge

BY HAND

Harold Baer

United States District Judge

For the Southern District Of New York  
500 Pearl Street  
New York, New York

REC-10  
AUG 25 2008  
U.S. DISTRICT COURT  
S.D.N.Y. JUDGE

Re: United States v. Charles Maxwell  
Crim. Dkt. 08 Cr. 561 (HB)

The Hon. Baer:

I am writing to request an adjournment of the September 22, 2008 trial date in this case. As the court may recall, at the last status conference Mr. Maxwell and the United States Marshall Service informed the court that Mr. Maxwell was suffering from depression and was unable to focus on his case. This predicament continues for Mr. Maxwell, and we are trying to make as much progress as we can in light of his mental health.

I have spoken with AUSA Kasulis regarding Mr. Maxwell's unique and unfortunate problems. AUSA Kasulis is cognizant of the defense's concerns and agrees that an adjournment of the trial date would be appropriate here, and has no objection to a request for a thirty day adjournment of trial.

To that end, we request that the time between September 22, 2008 and the next court date, be excluded under the Speedy Trial Act, pursuant to Title 18, United States Code, section 3161(h)(8)(A). Excluding time will best serve the ends of justice and outweigh the best interests of the public and the defendant in a speedy trial, because it will allow the government and defense counsel to continue discussions regarding a possible disposition in the matter. Thank you.

Respectfully submitted,

Sabrina P. Shroff

Assistant Federal Defender

Harold Baer, Jr., U.S.D.J.

Date: 8/25/08

I will adjourn  
to Monday 10/20  
I hope you to provide  
and I will hear from  
a month or more  
will begin in 10/20/08  
9:30 AM

Endorsement:

I will adjourn to Monday, October 20 and urge you to provide anti-depressive medicine and within a month he will hopefully be fine. In any event the trial will begin on October 20 at 9:30 A.M.